

Attachment to Independent Case Review Report
For CDRU # 6596 Case file # 95-262263.

Material Examiner Malone (RO)

Remarks:

INDEPENDENT CASE REVIEW REPORT

Independent Review conducted by: Steve Robertson

Area(s) of Expertise: Hair and Fiber

Review commenced at: 9:45 AM (Time), 09/17/99 (Date)

File #: 95-262263

Laboratory #(s): 40718047
40730008
40731056

Examiner(s) & Symbols

	Reviewed	Not Reviewed	Reviewed	Not Reviewed
<u>RQ</u>	X	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>TK</u>	<input type="checkbox"/>	X	<input type="checkbox"/>	<input type="checkbox"/>
<u> </u>	<input type="checkbox"/>		<input type="checkbox"/>	<input type="checkbox"/>

Materials Reviewed

Trial testimony transcript(s) of: Michael Malone

Testimony Date(s): Unknown Pages: 598-610, 618-629

Laboratory Report(s):

Laboratory Number: 40718047, 40730008, 40731056 Date: Aug 23, 1984

Laboratory Number: _____ Date: _____

Laboratory Number: _____ Date: _____

Examiner Bench Notes of: RQ and unknown technician(s)

Laboratory Number: 40718047

40730008

40731056

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Initials: SR

Was any other material reviewed? Yes No

If yes, please identify and/or describe the material: Submitting agency letter (not dated)

Results of Review

File #: 95-262263 Item or Specimen # Reviewed: Q8-Q11, Q27, K2-K5

Review of Laboratory Report(s) and Bench Notes:

Note: Numbered comments are required below or on additional pages for any "No" or "Unable to Determine" Responses

- 1) Did the examiner perform the appropriate tests in a scientifically acceptable manner, based on the methods, protocols, and analytic techniques available at the time of the original examination(s)?
 Yes No Unable to Determine
- 2) Are the examination results set forth in the laboratory report(s) supported and adequately documented in the bench notes?
 Yes No Unable to Determine

Review of Testimony:

Note: Numbered comments are required below or on additional pages for any "No" or "Unable to Determine" Responses

- Transcript not available.
- 3) Testimony consistent with the laboratory report(s)? Yes No Unable to Determine
 - 4) Testimony consistent with the bench notes? Yes No Unable to Determine
 - 5) Testimony within bounds of examiner's expertise? Yes No Unable to Determine

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Initials: SML

Comments

(Set forth by above question #, if applicable.
Use "Additional Comments" Sheet, if needed)

File #: 95-262263

#1. There is insufficient documentation to determine if the hair comparison was performed in a scientifically acceptable manner.

#2. The results are not adequately documented in the notes. The notes are not dated, are in pencil and are not initialled. Some hair were deemed unsuitable for comparison with no reason or explanation given. Some abbreviations are used that are difficult to interpret.

Documentation of the Aug 6 telephone discussion to discontinue all hair and fiber examinations was not found in the case file.

Review completed at: 10:30 AM (Time), 09 / 17 / 99 (Date)

Total time spent conducting review (to nearest 1/4 hour):

3/4 hour

I hereby certify that I conducted this review in an independent, unbiased manner and that the results of my review are fully documented on this report consisting of a total of 3 pages.

Anna Roberts
(Signature)

9-17-99
(Date)

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Initials: SW